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PTO/SB/08B (07-05)
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				Complete if Known			
Substitute for form 1449/PTO				Application Number	10/665,516		
INF	ORMATION	DIS	CLOSURE	Filing Date	September 22, 2003		
STA	TEMENT E	BY A	PPLICANT	First Named Inventor	Stamm		
	<i></i>			Art Unit	1615		
(Use as many sheets as necessary)				Examiner Name	Sheikh		
Sheet	1	of	9	Attorney Docket Number	2246/8		

Examiner Initials*	No. the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume number(s), publisher, city and/or country where published.				
	1	Laboratoires Fournier undated document entitled "Fenofibrate Tablets 54-160 mg Dissolution Test Conditions Development Studies, Dissolution Test Specification Recommendations"			
9/3	2	"Second Amended Answer, Affirmative Defenses, and Counterclaims" filed by Teva on 7-29-2005 in Abbott Laboratories et al v. Teva Pharmaceuticals USA, Inc. DE, CA No. 02-1512.			
	3	"First Amended Counterclaims" filed by Impax on 9-23-2005 in Abbott Laboratories et al v. Impax Laboratories, Inc., Delaware, CA No. 03-120-KAJ.			
	4	"Amended Complaint" filed by CVS Pharmacy et al on 9-23-2005 in In Re TriCor Direct Purchaser Antitrust Litigation, Delaware, CA No. 05-340.			
	5	"Amended Complaint" filed by Walgreen Co. et al on 9-23-2005 in In Re TriCor Direct Purchaser Antitrust Litigation, Delaware, CA No. 05-340.			
	6	"Amended Complaint" filed by Painters' District Council No. 30 et al on 9-23-2005 in In Re TriCor Direct Purchaser Antitrust Litigation, Delaware, CA No. 05-340.			
	7	"Amended Complaint" filed by Louisiana Wholesale Drug Co. et al on 10-3-2005 in In Re TriCor Direct Purchaser Antitrust Litigation, Delaware, CA No. 05-340.			
	8	"Defendant's Responses to Plaintiffs Interrogatories" filed by Impax on 8-6-2003 in Abbott Laboratories et al v. Impax Laboratories, Inc., Delaware, CA No. 03-120-KAJ.			
	9	"Amended Answer" filed by Impax on 1-4-2005 in Abbott Laboratories et al v. Impax Laboratories, Inc., Delaware, CA No. 03-120-KAJ.			
9/8	10	"Reply Memorandum" filed by Impax on 2-25-2005 in Abbott Laboratories et al v. Impax Laboratories, Inc., Delaware, CA No. 03-120-KAJ.			

		/		
Examiner Signature	qu	inura M. Mella	Date Considered	7-17-06

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Curation	te for form 1449/PTO			Complete if Known		
Substitu	18 10 10 m 1443/210			Application Number	10/665,516	
INF	ORMATION	DIS	CLOSURE	Filing Date	September 22, 2003	
STA	STATEMENT BY APPLICANT			First Named Inventor	Stamm	
		-4		Art Unit	1615	
	(Use as many she	ets 83 /	iecessary)	Examiner Name	Sheikh	
Sheet	2	of	9	Attorney Docket Number	224618	

Framines	Cito	NON PATENT LITERATURE DOCUMENTS Literature agents of the outbox (in CARITAL LETTERS), title of the article (when appropriate), title of the article (when appropriate).						
Examiner Cite No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.						
98	11	"Memorandum Opinion" by District Judge Jordan dated 5-6-2005 in Abbott Laboratories et al v. Impax Laboratories, Inc., Delaware, CA No. 03-120-KAJ.						
1	12	"Opening Brief in Support of Motion for Summary Judgment" by Teva filed on 12-23-2004 in Abbott Laboratories et al v. Teva Pharmaceuticals USA, Inc., Delaware, CA No. 02-1512.						
	13	"Opening Brief in Support of Motion for Summary Judgment" by Teva filed on 12-10-2004 in Abbott Laboratories et al v. Teva Pharmaceuticals USA, Inc., Delaware, CA No. 02-1512.						
	14	"Memorandum Opinion" by District Judge Jordan dated 5-6-2005 in Abbott Laboratories et al v. Teva Pharmaceuticals USA, Inc., Delaware, CA No. 02-1512.						
	15	Opposition to European Patent No. 1 273 293 filed 9-2-2005 by Ethypharm (French Language Docuement).						
	16	Opposition to Israel Patent No. 130790 filed 5-4-2005 by Teva; and Remarks in Response to Oppostion filed on 9-23-2005 (English language translations).	1					
	17	Munoz et al, Atherosclerosis, 110(Suppl.):S45-S48 (1994).						
	18	Pharmaceutical Pelletization Technology, Marcel Dekker, Inc., Volume 37, pages 1-13; 160-161; and 234-235 (1989).						
	19	Modern Pharmaceutics, Third Edition, Marcel Dekker, Inc., apges 131-133 and 335-356 (1996).						
Q\$	20	Pharmaceutical Dosage Forms, Tablets, Second Edition, Marcel Dekker, Inc., pages 5-28; 88-107; 133; 142; 160-165; and 260-267 (1989).						

Examiner Signature	dumera	n. Orelal	Date Considered	07-17-06

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Subsume for form 144aP 10				Application Number	10/	665,	516	
INF	ORMATION	DIS	CLOSURE	Filing Date	Septem	ber 22, 2	2003	
STA	STATEMENT BY APPLICANT			First Named Inventor	Stamm			
		.4		Art Unit	1615			
	(Use as many she	ets 85 /	iecessary)	Examiner Name	Sheikh			
Sheet	3	of	9	Attorney Docket Number	22	4618		

Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue	T ²
all	21	number(s), publisher, city and/or country where published. Shepherd Atherosclerosis, 110(Suppl.)S55-S63 (1994).	
7	22	Adkins et al, Drugs, 54(4):615-633 (October 1997).	
	23	Letter from Teva/Novopharm to Fournier Pharma Inc. regarding Invalidity and Ambiguity of Canadian Patent Nos. 2,219,475 and 2,372,576 (pages 1-15)(September 19, 2005).	
	24	Declaration under 37 CFR 1.132 by Phillippe Reginault filed in US Application No. 10/288,425 on March 7, 2005.	
	25	Pharmaceutical Pelletization Technology, Ghebre-Sallassie, Ed., Marcel Dekker, Inc., New York, Chapters 7 and 10 (1989).	
	26	Handbook of Pharmaceutical Excipients, 2nd Ed., pages 48-87, 141-144, 229-232, 252-261, 280-282, 392-401, 424-427, 448-450, 462-469, 491-493 (1994).	
	27	Remington's Pharmaceutical Sciences, 18th Ed., pages 1633-1665 (1985).	
	28	European Pharmacopoeia, 3rd Ed., pages xiii-xvii and 127-131 (1996).	
	29	The United States Pharmacopoeia, Vol. 23, pages liv-lvi, 1791-1793, 1924-1938 (1994).	
Q/3	30	CRC Handbook of Chemistry & Physics, 73rd Ed., Chapter 15, page 32 (1992).	

Examiner Signature	Quincera	M. Pretak	Date Considered	07-19-06

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				Application Number	10	1665, 516	
INF	ORMATION	DIS	CLOSURE	Filing Date	mber 22, 2003		
STA	STATEMENT BY APPLICANT			Firet Named Inventor	Stamr	m	
	Ales es manu sha	oto oe s	nonceand '	Art Unit .	1615		
(Use as many sheets as necessary)			Examiner Name	Sheikh			
Sheet	4	of	9	Attorney Docket Number	22	34618	J

		NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
9/8	31	Suzuki et al, Chem. Pharm. Bull., 49(4):373-378 (2001).					
1	32	Shah et al, International Journal of Pharmaceutics, 125:99-106 (1995).					
	33	Giunchedi et al, International Journal of Pharmaceutics, 130:41-47 (1996).					
	34	Sangalli et al, Boll. Chim. Farmaceutico, 128(7-8):242-247 (1989).					
	35	Kuchiki et al, "Stable Solid Dispersion System Against Humidity," Yakuzaigaku, 44(1):31-37 (1984).					
	36	Guichard et al, "A New Formulation of Fenofibrate: Suprabioavailable Tablets," Current Medical Research and Opinion, 16(2):134-138 (2000).					
	37	Boullay, "Microgrinding and Dissolution," S.T.P. Pharma, 1(4):296-299 (1985). (French-language document and English language translation).	1				
	38	International Dictionary of Medicine and Biology, Volume 2, page 1774, John Wiley & Sons, Inc. (1986).					
	39	Opposition to EP 952 829 by Winthrop Arzneimitel GmbH filed March 31, 2005.					
90	40	Opposition to EP 952 829 by Laboratoires SMB SA filed April 11, 2005.					

Examiner Signature	Junera 1.	. Prechto	Date Considered	07-17-06
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Substitu	19 10F 10HH 1445/F10			Application Number	10	665,516	
INF	ORMATION	DIS	CLOSURE	Filing Date	Septe	ember 22, 2003	
STA	TEMENT E	BY A	PPLICANT	First Named Inventor	Stam	m	
		.		Art Unit	1615		
	(Use as many she	eets es n	ecessary)	Examiner Name	Sheik	ch	
Sheet	5	of	9	Attorney Docket Number	Q	24618	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
9/8	41	Papers filed on April 15, 2005, by Ethypharm in Response to Patent Proprietor's Statement of Opposition to EP 952 829.	
9/3	42	Opposition to EP 0 952 829 by Ethypharm filed December 11, 2003.	*
4/8	43	Handbook of Pharmaceutical Excipients, Second Edition, pages 392-399 (1994).	
9/3	44	Complaint, US District Court for the District of Delaware, Civil Action No. 04-350, Reliant Pharmaceuticals v. Abbott Laboratories et al (June 1, 2004).	
9/8		Declaration under 37 CFR 1.132 by Pascale Bloquin filed in US Application No. 09/899,026 on March 7, 2005.	
		Laboratoires Fournier's Lab Notebook No. 1 (attached as Exhibit 1 (French) and Exhibit 3 (English translation) to the 132 Declaration by Bloquin).	-
		Laboratoires Fournier's Lab Notebook No. 2 (attaches as Exhibit 2 (French) and Exhibit 4 (English translation) to the 132 Declaration by Bloquin). AD DATE	1
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Examiner Signature	Junera M. Relub	Date Considered	07-17-06

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Substitute for form 1449/PTO	C	omplete if Known	
Subsumb to form 1440 FTO	Application Number	10/665.516	
INFORMATION DISCLOSURE	Filing Date	September 22, 2003	
INFORMATION DISCLOSURE	First Named Inventor	Stamm	
STATEMENT BY APPLICANT	Art Unit	1615	

STATEMENT BY APPLICANT
(Use as many sheets as necessary)

Sheet 6 of 9 Attorney Docket Number 2246/8

Examiner Initials*	Cite No.'	Document Number Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant	
		Number-Kind Code ^{2 (F known)}			Figures Appear
CXS.		^{US-} 6,027,747	02-22-2000	Terracol et al	
7		^{US-} 5,633,015	05-27-1997	Gillis et al	<u> </u>
		^{US-} 5,145,684	09-08-1992	Liversidge et al	
		^{US-} 4,629,624	12-16-1986	Grouiller et al	
-		^{US-} 4,344,934	08-17-1982	Martin et al	
		US- 2005/0032878 A1	02-10-2005	Deboeck et al	
		^{US-} 4,961,890	10-09-1990	Boyer	
		^{US-} 6,159,499	12-12-2000	Seth	
		^{US-} 6,207,198	03-27-2001	Seth	
		^{US-} 6,248,355	06-19-2001	Seth	
		^{US-} 4,795,643	01-03-1989	Seth	
1		^{US-} 5,824,341	10-20-1998	Seth et al	
		^{US-} 6,096,341	08-01-2000	Seth	
		^{US-} 6,033,686	03-07-2000	Seth	
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		^{US-} 6,117,453	09-12-2000	Seth et al	
	1	^{US-} 6,348,469	02-19-2002	Seth	
1		US-4,463,743	03-13-1984	Schonafinger et al	
als		US- 4,716,033	12-29-1987	Denick, Jr.	

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	ـ ا
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	F
048		CA 2,142,848	03-17-1994	Janssen Pharmaceuticals		
7		CA 960,670	01-07-1975	Orchimed SA		_
		WO 98/31360	07-23-1998	Pharma Pass		L
		WO 97/12581	04-10-1997	Pharma Pass		
1,		CA 2,219,475	07-09-2002	Laboratoires Fournier		_
axs		CA 2,372,576	02-10-2004	Laboratoires Fournier		

Examiner Signature Auntra N. Pullul Date Considered 07-17-06

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Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f Innom)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
OK.		^{US-} 4,588,058	12-10-1985	Schonafinger et al	
7,		^{US-} 4,957,746	09-18-1990	Valducci	
		^{US-} 4,806,361	02-21-1989	Harrison et al	
\neg		^{US-} 4,820,521	04-11-1989	Panoz et al	
7		^{US-} 4,663,150	05-05-1987	Panoz et al	
\top		^{US-} 2,953,497	09-20-1960	Press	
		^{US-} 4,524,060	06-18-1985	Mughal et al	
		^{US-} 4,721,709	01-26-1988	Seth et al	
		US- 5,073,379	12-17-1991	Klimesch et al	
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		FORE	IGN PATENT DOCL	MENTS		
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		Country Code ³ "Number ⁴ "Kind Code ³ (If known)	MM-DD-YYYY		Or Relevant Figures Appear	T°
(A)		WO 96/21439	07-18-1996	Galephar PR Inc.		L
7		WO 03/013500	02-20-2003	Laboratoires SMB SA		
		EP 0 012 523	06-25-1980	American Home Products		L
		WO 97/12580	04-10-1997	Pharma Pass		┖
10		EP 0 179 583	04-30-1986	Merck & Co.		
OXX		EP 0 193 958	09-10-1986	PPG Industries, Inc.		

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Examiner Signature	Qumera M. Phelato	Oate Considered	07-17-06

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l	INFORMATION DISCLOSURE	Filing Date	September 22, 2003	
		First Named Inventor	Stamm	
	STATEMENT BY APPLICANT	Art Unit	1615	
	(Use as many sheets as necessary)	Examiner Name	Sheikh	_
て	Sheet 8 of 9	Attorney Docket Number	224618	

			U. S. PATENT D		
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
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INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

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Complete if Known **Application Number**

665.516 September 22, 2003 Filing Date First Named Inventor Stamm

Art Unit 1615

Examiner Name Sheikh

(Use as many sheets as necessary) Attorney Docket Number Sheet 1

-			U. S. PATENT	DOCUMENTS	
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Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known **Application Number** September 22, 2003 INFORMATION DISCLOSURE Filing Date STATEMENT BY APPLICANT First Named Inventor Stamm Art Unit 1615 (Use as many sheets as necessary) **Examiner Name** Sheikh Attorney Docket Number Sheet 2 2 of

Examiner	Cite	NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of	
Examiner Initials*	No.1	the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
g/8		Opposition to European Patent No. 1 273 293 filed 9-2-2005 by Ethypharm. (English Language Translation)	1
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